

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
KIRK ALLEN,

Plaintiff,

-against-

WAPPINGERS CENTRAL SCHOOL
DISTRICT, SHERRILL MURRAY-LAZARUS
and RICHARD POWELL, sued in their
individual capacities,

Defendant.
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**DEFENDANT'S
RULE 26(a)(1)
INITIAL DISCLOSURES**

08-1310 (SCR)

Pursuant to FRCP 26(a)(1)(A), Defendants Wappingers Central School District, Sherrill Murray-Lazarus and Richard Powell, ("Defendants), by their attorneys, Donoghue, Thomas, Auslander & Drohan, LLP, hereby provide the following initial disclosure:

**I. INDIVIDUALS LIKELY TO HAVE DISCOVERABLE INFORMATION THAT MAY BE
USED TO SUPPORT DEFENDANT'S DEFENSES.**

Disclosure

1. Richard Powell, Superintendent
Wappingers Central School District ("WCSD")
167 Myers Corners Road, Suite 200
Wappingers Falls, NY 12590
2. Sherrill Murray-Lazarus, Principal
Roy C. Ketcham High School (RCK)
99 Myers Corners Road
Wappingers Falls, NY 12590
3. Dr. Cheryl Thomas, Assistant Superintendent
WCSD
167 Myers Corners Road, Suite 200
Wappingers Falls, NY 12590
4. Joanne Sereda, Director of Human Resources
WCSD
167 Myers Corners Road, Suite 200
Wappingers Falls, NY 12590

5. Marilyn Kovarik, District Coordinator for Mathematics and Business Education
WCSD
167 Myers Corners Road, Suite 200
Wappingers Falls, NY 12590
6. Stephen Lowrey, Assistant Principal
RCK
99 Myers Corners Road
Wappingers Falls, NY 12590
7. Matthew Lawrence, Assistant Principal
RCK
99 Myers Corners Road
Wappingers Falls, NY 12590
8. Kathy Conroy
RCK
99 Myers Corners Road
Wappingers Falls, NY 12590
9. Shelby Outwater, Personnel Assistant
WCSD
167 Myers Corners Road, Suite 200
Wappingers Falls, NY 12590
10. John Hafner
RCK
99 Myers Corners Road
Wappingers Falls, NY 12590
11. Patrick Mealy
RCK
99 Myers Corners Road
Wappingers Falls, NY 12590
12. Maria R. Bastone
New York State United Teachers
800 Troy-Schenectady Road
Latham, NY 12110
13. Thomas F. Kelly, III, Esq.
Kelly & Meenagh
135 North Water Street
Poughkeepsie, NY 12601
14. Steven M. Berman
New York State United Teachers
201 Stockade Drive
Kingston, NY 12401

All of the aforesaid individuals are likely to have discoverable information related to the events alleged in Plaintiff's complaint.

II. DOCUMENTS AND LOCATION

1. 05/11/07 S. Lazarus and M. Kovarik memo to J. Sereda and C. Thomas re: K. Allen
2. 05/18/07 S. Lazarus and M. Kovarik memo to J. Sereda and C. Thomas re: K. Allen
3. 05/21/07 Memo to K. Allen from S. Lazarus re: meeting
4. 05/21/04 R. Powell letter to K. Allen re: termination
5. 06/05/07 Termination letter
6. 06/13/07 Resignation letter
7. 06/25/07 T. Kelly letter to S. Waxman
8. 06/27/07 S. Waxman letter to J. Sereda
9. 06/06/07 S. Lazarus memo to J. Sereda
10. RCK Faculty Handbook section re: visitors to schools
11. WCSD Policy Manual, Policy #1240 re: visitors to schools
12. WCSD Policy Manual, Policy #1240-R re: visitors to schools
13. 10/11/07 Classroom teacher observation
14. 06/05/07 Classroom teacher observation w/rebuttal
15. 03/15/07 Classroom teacher observation
16. 12/11/06 Classroom teacher observation
17. 08/15/06 Notice of Teacher Assignment
18. Mentoring Log for the period 08/06 through 07/07
19. 07/26/06 M. Kovarik memo to C. Brady re: recommendation to appoint

III. INSURANCE

After commencement of discovery, the applicable insurance agreement between the Wappingers Central School District and Utica Mutual Insurance Company (Graphic Arts Mutual Insurance Company)

will be made available for copying and inspection, as required, at the offices of Donoghue, Thomas, Auslander, and Drohan, LLP, 2517 Route 52, Hopewell Junction, NY 12533.

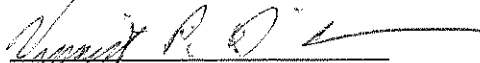
Defendants reserve their rights to supplement their Rule 26(a) disclosure to the extent necessary and appropriate pursuant to the applicable provisions of the Federal Rules of Civil Procedure.

Dated: May 14, 2008

Yours, etc.,

DONOGHUE, THOMAS, AUSLANDER & DROHAN, LLP

By:



Vincent P. D'Andrea (VD6614)

Attorneys for Defendants

2517 Route 52

Hopewell Junction, NY 12533

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